

AMENDMENT TO H.R. 1106**OFFERED BY MRS. BIGGERT OF ILLINOIS**

At the end of the bill, add the following new title:

1 **TITLE III—CONDITIONS ON**
2 **MORTGAGE RELIEF**

3 **SEC. 301. TREATMENT OF GAIN ON DISPOSITION OF SUB-**
4 **SIDIZED RESIDENCES.**

5 (a) IN GENERAL.—In the case any taxpayer who
6 holds (at the time of the provision of the relief or assist-
7 ance described in subsection (b)) any interest in a sub-
8 sidized residence—

9 (1) section 121 of the Internal Revenue Code of
10 1986 (relating to exclusion of gain from sale of prin-
11 cipal residence) shall not apply to any gain from the
12 sale or exchange of such interest, and

13 (2) the rate of tax under section 1 of such Code
14 on such gain shall be twice the rate which would
15 otherwise apply.

16 (b) SUBSIDIZED RESIDENCE.—For purposes of this
17 section, the term “subsidized residence” means any resi-
18 dence that is subject to a mortgage with respect to which
19 relief or assistance is provided under this Act or any
20 amendment made by this Act, under any authority or pro-

1 gram established or amended by this Act, or by any finan-
2 cial institution subject to the amendments made by section
3 204.



Biggert Amendment #1 to H.R. 1106

For homeowners receiving mortgage relief through any program, means, or federally insured institution mentioned in this bill, upon the sale of their home: (1) eliminate any applicable capital gains exclusions that may apply; and (2) require homeowner to pay double the amount of capital gains tax that would normally apply upon sale of the home.